

Louisville Metro Council
Committee on Committees Meeting Minutes
December 1, 2009
4:34 P.M.
Third Floor
Council Chambers

Members Roll Call

(D) David Tandy (3)*

(D) Dan Johnson (21) EX

(R) Kevin Kramer (11)

(D) Marianne Butler (15)

(R) James Peden (23)

* Denotes the Committee Chair(s)

President Tandy called the meeting to order at 4:34 pm and recognized the members present. A quorum was established.

Recommendations were made by President Tandy and agreed upon by the Committee.

Pending Legislation

1-

[O-205-12-09 AN ORDINANCE APPROPRIATING \\$8,000 FROM THE DISTRICT 20 NEIGHBORHOOD DEVELOPMENT FUND TO THE DEPARTMENT OF PUBLIC WORKS FOR SIDEWALK INSTALLATION ALONG TUCKER STATION ROAD BETWEEN TAMWORTH COURT AND KIRKHAM ROAD.](#)

Status: On Council Agenda - New Business

Committee: Appropriations, NDFs and CIFs

Primary Sponsor: Stuart Benson

2-

[O-212-12-09 AN ORDINANCE APPROPRIATING \\$7,000 IN TOTAL FROM THE FOLLOWING NEIGHBORHOOD DEVELOPMENT FUNDS, \\$5,000 FROM DISTRICT 17 AND \\$1,000 FROM DISTRICTS 15 AND 16 THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO THE SALVATION ARMY \(GEORGIA\) FOR GENERAL OPERATIONS OF THE SALVATION ARMY BOYS AND GIRLS CLUBS OF LOUISVILLE.](#)

Status: On Council Agenda - New Business

Committee: Appropriations, NDFs and CIFs

Primary Sponsor: Glen Stuckel
Kelly Downard
Marianne Butler

3-

[O-216-12-09 AN ORDINANCE APPROPRIATING \\$6,000 FROM THE FOLLOWING NEIGHBORHOOD DEVELOPMENT FUNDS, \\$1,000 FROM DISTRICTS 12, 13 AND 15, \\$2,000 FROM DISTRICT 25, \\$250 FROM DISTRICTS 10 AND 14 AND \\$500 FROM DISTRICT 23 THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO THE VALLEY VIEW BAPTIST CHURCH, INCORPORATED FOR THE SHOP WITH A HERO PROGRAM.](#)

Status: On Council Agenda - New Business

Committee: Appropriations, NDFs and CIFs

Primary Sponsor: Doug Hawkins
James Peden
Jim King
Marianne Butler
Rick Blackwell

Robert Henderson
Vicki Aubrey Welch

- 4- [O-217-12-09 AN ORDINANCE APPROPRIATING \\$7,500 FROM THE DISTRICT 20 NEIGHBORHOOD DEVELOPMENT FUND TO THE DEPARTMENT OF PUBLIC WORKS FOR THE OLD CLARK STATION ROAD CONCEPTUAL DESIGN STUDY.](#)
- Status:** On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Stuart Benson
- 5- [O-218-12-09 AN ORDINANCE APPROPRIATING \\$24,357 FROM DISTRICT 2 NEIGHBORHOOD DEVELOPMENT FUNDS \(NDF\), THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE JEFFERSON COUNTY PUBLIC EDUCATION FOUNDATION, INC. FOR PLAYGROUND EQUIPMENT AT H. B. SLAUGHTER ELEMENTARY SCHOOL.](#)
- Status:** On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Barbara Shanklin
- 6- [O-219-12-09 AN ORDINANCE APPROPRIATING \\$10,000 FROM THE DISTRICT 5 NEIGHBORHOOD DEVELOPMENT FUND THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO DISMAS CHARITIES, INC. FOR THE FAMILY FOREVER PROGRAM.](#)
- Status:** On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Cheri Bryant Hamilton
- 7- [O-220-12-09 AN ORDINANCE APPROPRIATING \\$25,000 FROM DISTRICT 2 NEIGHBORHOOD DEVELOPMENT FUNDS \(NDF\), THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE JEFFERSON COUNTY PUBLIC EDUCATION FOUNDATION, INC. FOR ATHLETIC FIELDS, BLEACHERS AND LANDSCAPING AT NEWBURG MIDDLE SCHOOL.](#)
- Status:** On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Barbara Shanklin
- 8- [O-221-12-09 AN ORDINANCE APPROPRIATING \\$8,500 FROM THE DISTRICT 19 NEIGHBORHOOD DEVELOPMENT FUND TO THE LOUISVILLE METRO PARKS DEPARTMENT FOR THE CONSTRUCTION OF TWO PROJECTS AT LONG RUN PARK IN COUNCIL DISTRICT 19.](#)
- Status:** On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Hal Heiner
- 9- [O-172-10-09 AN ORDINANCE APPROPRIATING A TOTAL OF \\$18,500.00 FROM NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \\$2000.00 FROM DISTRICTS 13, 15, 1, AND 12; \\$1000.00 FROM DISTRICTS 2, 3, 4, 5, 9, 21, AND 24; \\$500 FROM DISTRICTS 10 AND 17; AND \\$2,500.00 FROM DISTRICT 20 THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO THE UNIVERSITY OF LOUISVILLE RESEARCH FOUNDATION, INC. TO PROVIDE MOBILE MAMMOGRAM SERVICES IN METRO NEIGHBORHOODS.](#)
- Status:** On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Barbara Shanklin

Cheri Bryant Hamilton
Dan Johnson
David Tandy
Glen Stuckel
Jim King
Judy Green
Madonna Flood
Marianne Butler
Mary C. Woolridge
Rick Blackwell
Stuart Benson
Tina Ward-Pugh
Vicki Aubrey Welch

10-

[O-222-12-09 AN ORDINANCE APPROPRIATING \\$40,000 FROM DISTRICT 2 NEIGHBORHOOD DEVELOPMENT FUNDS \(NDF\), THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE JEFFERSON COUNTY PUBLIC EDUCATION FOUNDATION, INC. FOR A PLAYGROUND STRUCTURE AND ASSOCIATED SUPPLIES AT RANGELAND ELEMENTARY SCHOOL.](#)

Status: On Council Agenda - New Business
Committee: Appropriations, NDFs and CIFs
Primary Sponsor: Barbara Shanklin

11-

[O-207-12-09 AN ORDINANCE AMENDING ORDINANCE NO. 90, SERIES 2009 AND ORDINANCE NO. 91, SERIES 2009 RELATING TO THE FISCAL YEAR 2009-10 CAPITAL AND OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \\$100,000 FROM THE DISTRICT 2 CAPITAL INFRASTRUCTURE FUND TO THE DISTRICT 2 NEIGHBORHOOD DEVELOPMENT FUND.](#)

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Barbara Shanklin

12-

[O-211-11-09 AN ORDINANCE AMENDING ORDINANCE NO. 90, SERIES 2009, RELATING TO THE CAPITAL BUDGET FOR FISCAL YEAR 2009-10 FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY TRANSFERRING \\$275,000 BETWEEN CAPITAL PROJECTS.](#)

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Vicki Aubrey Welch

13-

[O-213-12-09 AN ORDINANCE AMENDING ORDINANCES NO. 98, SERIES 2005, ORDINANCE NO. 112, SERIES 2006, ORDINANCE NO. 126, SERIES 2007, ORDINANCE NO. 42, SERIES 2009, AND ORDINANCE NO. 91, SERIES 2009, RELATING TO THE CAPITAL BUDGETS FOR FISCAL YEARS 2005-06, 2006-07, 2007-08, 2008-09, AND THE OPERATING BUDGET FOR FISCAL YEAR 2009-10 FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT TO FACILITATE CHANGING THE COMMUNITY DEVELOPMENT BLOCK GRANT \(CDBG\) FUNDING PERIOD TO MATCH THE FISCAL YEAR OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY TRANSFERRING \\$2,866,688 OF PREVIOUSLY APPROPRIATED GENERAL AND COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AND TRANSFERRING \\$119,600 OF GENERAL AND COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS IN RELATION TO EXTERNAL AGENCIES.](#)

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Jim King

14-

O-214-12-09 AN ORDINANCE AUTHORIZING YEAR-END OPERATING BUDGET TRANSFERS BETWEEN VARIOUS AGENCIES FOR FISCAL YEAR 2008-2009, TO PROVIDE CARRY FORWARD FUNDING FOR FISCAL YEAR 2009-2010 METRO OPERATIONS, TO AMEND ORDINANCE NO. 112, SERIES 2008, AND TO PROVIDE VARIOUS TRANSFERS AS DETAILED HEREIN.

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Jim King

15-

O-215-12-09 AN ORDINANCE AMENDING ORDINANCE NO. 115, SERIES 2003, ORDINANCE 98, SERIES 2005, ORDINANCE 112, SERIES 2006, ORDINANCE 72, SERIES 2007, ORDINANCE 126, SERIES 2007, ORDINANCE 111, SERIES 2008, AND ORDINANCE 202, SERIES 2008 RELATING TO THE CAPITAL BUDGET FOR FISCAL YEARS 2003-2004, 2004-2005, 2005-2006, 2006-2007, 2007-2008, AND 2008-2009 FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY TRANSFERRING \$3,641,551.71 OF CAPITAL CUMULATIVE RESERVE FUNDS TO THE GENERAL FUND.

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Jim King

16-

O-204-12-09 AN ORDINANCE APPROVING THE SECOND AND THIRD PAYMENTS OF FOURTEEN MILLION THREE HUNDRED THOUSAND (\$14,300,000) DOLLARS PLUS ASSOCIATED EMPLOYER COSTS BY MARCH 31, 2010 AND FOURTEEN MILLION NINE HUNDRED THOUSAND (\$14,900,000) DOLLARS PLUS ASSOCIATED EMPLOYER COSTS BY JULY 15, 2010, SUCH AMOUNTS TO BE FUNDED THROUGH CURRENT RESOURCES INCLUDING BUT NOT LIMITED TO UNRESERVED GENERAL FUND BALANCE, SUCH PAYMENTS ARE PART OF THE A FORTY-FIVE MILLION (\$45,000,000) DOLLAR TENTATIVE SETTLEMENT OF LITIGATION WITH EIGHT HUNDRED THIRTY-FOUR (834) PLAINTIFFS, CURRENT AND FORMER MEMBERS OF THE LOUISVILLE FIRE DEPARTMENT, FOR OVERTIME DUE ON LUMP SUM ALLOWANCES FROM 1985 THROUGH 2008.

Status: On Council Agenda - New Business
Committee: Budget
Primary Sponsor: Jon Ackerson

17-

R-242-12-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – LUCKETT & FARLEY ARCHITECTS, ENGINEERS AND CONSTRUCTION MANAGERS, INC. - \$200,000.00.

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Robert Henderson

18-

R-244-12-09A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – JEFFERSON COUNTY BOARD OF EDUCATION (JCPS ADULT EDUCATION) - \$10,800.00.

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Barbara Shanklin

19-

[R-245-12-09 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT – \(PRESNELL ASSOCIATES D/B/A QK4 - \\$50,000.00\).](#)

Status: On Council Agenda - New Business
Committee: Contracts and Appointments
Primary Sponsor: Robin Engel

20-

[R-241-12-09 A RESOLUTION AMENDING SECTION 8 OF THE RULES OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT COUNCIL](#)

Status: On Council Agenda - New Business
Committee: Government Accountability & Oversight
Primary Sponsor: Marianne Butler
Robert Henderson

21-

[R-249-12-09 A RESOLUTION ENCOURAGING THE KENTUCKY GENERAL ASSEMBLY TO AMEND KRS 67C.105\(6\) REGARDING A VACANCY IN THE OFFICE OF LOUISVILLE METRO MAYOR.](#)

Status: On Council Agenda - New Business
Committee: Government Accountability & Oversight
Primary Sponsor: Mary C. Woolridge

22-

[R-247-12-09 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR A FUNDING PERIOD OF 36 MONTHS IN THE AMOUNT OF APPROXIMATELY \\$2,725,000 FOR THE LEAD HAZARD CONTROL PROGRAM TO BE USED BY THE DEPARTMENT OF HOUSING AND FAMILY SERVICES TO FURTHER THIS PROGRAM.](#)

Status: On Council Agenda - New Business
Committee: Health & Human Needs
Primary Sponsor: Mary C. Woolridge

23-

[O-206-12-09 AN ORDINANCE APPROVING A COLLECTIVE BARGAINING AGREEMENT RELATING TO WAGES, BENEFITS AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT BETWEEN LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS AFL CIO-CLC, IBEW LOCAL 369 CONCERNING CERTAIN EMPLOYEES OF THE LOUISVILLE METRO PUBLIC WORKS AND ASSETS DEPARTMENT.](#)

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor: Marianne Butler

24-

[O-208-12-09 AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, AUTHORIZING AND DIRECTING THE PARKING AUTHORITY OF RIVER CITY INC. \("PARC"\) TO ISSUE ITS FIRST MORTGAGE REVENUE BONDS, SERIES 2010A, AND FIRST MORTGAGE REVENUE BONDS, SERIES 2010B \(FEDERALLY TAXABLE - BUILD AMERICA BONDS – DIRECT PAYMENT\), TO FINANCE THE ACQUISITION AND CONSTRUCTION OF A PARKING GARAGE LOCATED AT 615 SOUTH FOURTH STREET CONTAINING APPROXIMATELY 330 PARKING SPACES AND A PARKING GARAGE LOCATED AT 838 WEST MARKET STREET CONTAINING APPROXIMATELY 427 PARKING SPACES, LOCATED IN LOUISVILLE METRO \(THE "SERIES 2010 BONDS"\), AND RELATED EXPENDITURES; AUTHORIZING THE EXECUTION AND](#)

DELIVERY OF A SUPPLEMENTAL INDENTURE, A SUPPLEMENTAL LEASE AND A SUPPLEMENTAL SECURITY AGREEMENT NECESSARY TO EFFECT THE ISSUANCE OF SUCH BONDS; AND TAKING OTHER RELATED ACTION.

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor: David Tandy

25-

O-223-12-09 AN ORDINANCE AUTHORIZING (A) THE ISSUANCE OF (I) LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT STUDENT HOUSING INDUSTRIAL BUILDING REFUNDING REVENUE BONDS (ULH, INC. – KURZ HALL PROJECT), SERIES 2009A IN AN AMOUNT NOT TO EXCEED [\$15,250,000] (THE “SERIES 2009A BONDS”) AND (II) LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT STUDENT HOUSING INDUSTRIAL BUILDING REFUNDING REVENUE BONDS (ULH, INC. – BETTIE JOHNSON HALL PROJECT), SERIES 2010A IN AN AMOUNT NOT TO EXCEED [\$24,250,000] (THE “SERIES 2010A BONDS,” AND TOGETHER WITH THE SERIES 2009A BONDS, THE “BONDS”); (B) THE EXECUTION AND DELIVERY OF (I) A TRUST INDENTURE BETWEEN THE BANK OF NEW YORK MELLON TRUST COMPANY, N.A., AS TRUSTEE (OR SUCH OTHER INSTITUTION WHICH MAY SERVE AS TRUSTEE) (THE “TRUSTEE”) AND THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (THE “ISSUER”) SECURING THE SERIES 2009A BONDS, (II) A TRUST INDENTURE BETWEEN THE TRUSTEE AND THE ISSUER SECURING THE SERIES 2010A BONDS, (III) A LOAN AGREEMENT BETWEEN THE ISSUER AND ULH, INC. (THE “COMPANY”) REGARDING THE SERIES 2009A BONDS, (IV) A LOAN AGREEMENT BETWEEN THE ISSUER AND THE COMPANY REGARDING THE SERIES 2010A BONDS, (V) A BOND PURCHASE AGREEMENT AMONG THE ISSUER, THE COMPANY AND MORGAN KEEGAN & COMPANY, INC. (THE “UNDERWRITER”) IN CONNECTION WITH THE SERIES 2009A BONDS, (VI) A BOND PURCHASE AGREEMENT AMONG THE ISSUER, THE COMPANY AND THE UNDERWRITER IN CONNECTION WITH THE SERIES 2010A BONDS, (VII) AN OFFICIAL STATEMENT RELATING TO THE ISSUANCE AND SALE OF THE SERIES 2009A BONDS, (VIII) AN OFFICIAL STATEMENT RELATING TO THE ISSUANCE AND SALE OF THE SERIES 2010A BONDS, AND (IX) ANY AND ALL OTHER RELATED DOCUMENTS; AND THE TAKING OF OTHER RELATED ACTION.

Status: On Council Agenda - New Business
Committee: Labor & Economic Development
Primary Sponsor: Barbara Shanklin

26-

R-248-12-09 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A DONATION IN THE AMOUNT OF \$5,000 FROM E.ON U.S. TO BE USED BY THE LOUISVILLE FIRE DEPARTMENT FOR THE GREAT LOUISVILLE FIRE DRILL.

Status: On Council Agenda - New Business
Committee: Public Safety
Primary Sponsor: Mary C. Woolridge

27-

R-243-12-09 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A FEDERAL GRANT FROM THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS VIA THE KENTUCKY JUSTICE AND PUBLIC SAFETY CABINET, DEPARTMENT OF CORRECTIONS IN THE AMOUNT OF \$250,000.00 THROUGH THE CRIMINAL JUSTICE COMMISSION AND THE DEPARTMENT OF CORRECTIONS FOR THE SHAWNEE REINVESTMENT PROJECT AND THE RE-ENTRY FOR JAIL INMATES PROJECT.

Status: On Council Agenda - New Business
Committee: Public Safety
Primary Sponsor: Cheri Bryant Hamilton

28-

O-209-12-09 AN ORDINANCE CHANGING THE ZONING FROM R-7, MULTI-FAMILY RESIDENTIAL

TO OR-3, OFFICE RESIDENTIAL ON PROPERTY LOCATED AT 3532 EPHRAIM MCDOWELL DRIVE, CONTAINING A TOTAL OF 4.16 ACRES, OF WHICH 2.17 ARE PROPOSED TO BE REZONED, AND BEING IN LOUISVILLE METRO (CASE NO. 12796).

Status: On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

29-

O-210-12-09 AN ORDINANCE CLOSING STONEHAVEN COURT, A CUL-DE-SAC LOCATED IN THE KITTMOR GARDENS SUBDIVISION, RECORDED AT SUBDIVISION BOOK 18, PAGE 1, IN THE OFFICE OF THE CLERK OF JEFFERSON COUNTY, KENTUCKY, FROM ITS SOUTHEAST INTERSECTION WITH EPHRAIM MCDOWELL DRIVE, RUNNING SOUTHEASTERLY TO ITS END, CONTAINING 10,036 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 12797).

Status: On Council Agenda - New Business
Committee: Planning/Zoning, Land Design & Development
Primary Sponsor: Tom Owen

Without objection the Committee adjourned at 4:50 P.M.

The items on this agenda will be under New Business at the Metro Council Meeting on December 3, 2009.
kqg